

UNITED STATES DISTRICT COURT

District of Delaware
 WALTER PHILLIPS, On Behalf of Himself and
 All Others Similarly Situated,

Plaintiff,

V.

SUMMONS IN A CIVIL CASE

MOLSON COORS BREWING COMPANY,
 PETER H. COORS, W. LEO KIELY III,
 CHARLES M. HERINGTON, FRANKLIN W.
 HOBBS, RANDALL OLIPHANT, PAMELA
 PATSLEY, WAYNE SANDERS, ALBERT C.
 YATES, and JOHN DOES 1-30,
 Defendants.

CASE NUMBER: 205-604

TO: (Name and address of Defendant)

Charles M. Herington
 c/o Corporation Service Company
 2711 Centerville Road, Suite 400
 Wilmington, DE 19808
 Pursuant to 10 Del. C. §3114

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Robert R. Davis
 One Rodney Square
 P.O. Box 1035
 Wilmington, DE 19899

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

AUG 17 2005

CLERK

DATE

Ed Stricklin

(By) DEPUTY CLERK

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>August 22, 2005</u>
NAME OF SERVER (PRINT) Danny P. Randolph, Jr.	TITLE Process Server
Check one box below to indicate appropriate method of service	

Served personally upon the defendant. Place where served: _____

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

Returned unexecuted: _____

Other (specify): Served: Charles M. Herington, c/o Corporation Service Company, 2711 Centerville Road, Suite 400. Wilmington, Delaware 19808. Copies thereof were accepted by Mary T. Drummond at 11:20 a.m.

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 8/23/05

Date

Danny P. Randolph
Signature of Server

Chimicles & Tikellis LLP
One Rodney Square
Wilmington, DE 19899

Address of Server